

**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	G	ATTORNEY/DOCKET NO.
09/042,460	06/16/98	MORIN		0

HM32/0827

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EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED:

08/27/99

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/042,460	03/16/98	GREGG B.MORIN	015389003110

SUMESH KAUSHAL EXAMINER

ART UNIT 1633 PAPER NUMBER 13

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application.
Commissioner of Patents

The reply filed on 7/26/99 Paper No 11 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): The applicant fails to elect species as required by previous office action (see page 3, para.7). Group I encompasses i) isolated host cells comprising nucleic acid and ii) host cells comprising the nucleic acid wherein the cells are part of an animal. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner **Sumesh Kaushal**, Art Unit 1633, whose telephone number is **703-305-6838**.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

Scott D. Priebe

SCOTT D. PRIEBE, PH.D
PRIMARY EXAMINER